

Calendar No. 428

109TH CONGRESS
2D SESSION**S. 2768**

To authorize appropriations for fiscal year 2007 for military construction,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 9, 2006

Mr. WARNER, from the Committee on Armed Services, reported the following
original bill; which was read twice and placed on the calendar

A BILL

To authorize appropriations for fiscal year 2007 for military
construction, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Military Construction
5 Authorization Act for Fiscal Year 2007”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees.

TITLE XXI—ARMY

- Sec. 2101. Authorized Army construction and land acquisition projects.
- Sec. 2102. Family housing.
- Sec. 2103. Improvements to military family housing units.
- Sec. 2104. Authorization of appropriations, Army.

TITLE XXII—NAVY

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Modification of authority to carry out certain fiscal year 2006 projects.

TITLE XXIII—AIR FORCE

- Sec. 2301. Authorized Air Force construction and land acquisition projects.
- Sec. 2302. Family housing.
- Sec. 2303. Improvements to military family housing units.
- Sec. 2304. Authorization of appropriations, Air Force.
- Sec. 2305. Modification of authority to carry out certain fiscal year 2006 project.

TITLE XXIV—DEFENSE AGENCIES

- Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
- Sec. 2402. Family housing.
- Sec. 2403. Energy conservation projects.
- Sec. 2404. Authorization of appropriations, Defense Agencies.
- Sec. 2405. Modification of authority to carry out certain fiscal year 2006 projects.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION
SECURITY INVESTMENT PROGRAM

- Sec. 2501. Authorized NATO construction and land acquisition projects.
- Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

- Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects.

TITLE XXVII—EXPIRATION AND EXTENSION OF
AUTHORIZATIONS

- Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
- Sec. 2702. Extension of authorizations of certain fiscal year 2004 projects.
- Sec. 2703. Extension of authorizations of certain fiscal year 2003 projects.
- Sec. 2704. Effective date.

TITLE XXVIII—GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing
Changes

- Sec. 2801. Three-year extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States.
- Sec. 2802. Authority to carry out military construction projects in connection with industrial facility investment program.
- Sec. 2803. Modification of notification requirements related to cost variation authority.
- Sec. 2804. Consideration of local comparability of floor areas in construction, acquisition, and improvement of military unaccompanied housing.
- Sec. 2805. Increase in thresholds for unspecified minor military construction projects.
- Sec. 2806. Inclusion of military transportation and support systems in energy savings program.
- Sec. 2807. Repeal of authority to convey property at closed or realigned military installations to support military construction.
- Sec. 2808. Repeal of requirement to determine availability of suitable alternative housing for acquisition in lieu of construction of new family housing.
- Sec. 2809. Updating foreign currency fluctuation adjustment for certain military family housing leases in Korea.
- Sec. 2810. Pilot projects for acquisition or construction of military unaccompanied housing.
- Sec. 2811. Certification required for certain military construction projects.
- Sec. 2812. Modification of land acquisition authority, Perquimans County, North Carolina.
- Sec. 2813. Naming of research laboratory at Air Force Rome Research Site, Rome, New York, in honor of Sherwood L. Boehlert, a member of the House of Representatives.

Subtitle B—Real Property and Facilities Administration

- Sec. 2821. Consolidation of easement provisions.
- Sec. 2822. Authority to grant restrictive easements for conservation and environmental restoration purposes.
- Sec. 2823. Consolidation of provisions relating to transfers of real property within the Department of Defense and to other Federal agencies.
- Sec. 2824. Authority to use excess property as exchange under agreements to limit encroachments on military training, testing, and operations.
- Sec. 2825. Modification of utility system authority and related reporting requirements.
- Sec. 2826. Increase in authorized maximum lease term for certain structures and real property relating to structures in foreign countries.
- Sec. 2827. Modification of land transfer authority, Potomac Annex, District of Columbia.

Subtitle C—Base Closure and Realignment

- Sec. 2831. Defense economic adjustment program: research and technical assistance.
- Sec. 2832. Extension of eligibility for community planning assistance related to certain military facilities not under Department of Defense jurisdiction.

Sec. 2833. Modification of deposit requirements in connection with lease proceeds received at military installations approved for closure or realignment after January 1, 2005.

Subtitle D—Land Conveyances

Sec. 2841. Land conveyance, Radford Army Ammunition Plant, Virginia.

Sec. 2842. Modifications to land conveyance authority, Engineering Proving Ground, Fort Belvoir, Virginia.

Sec. 2843. Land conveyances, Omaha, Nebraska.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

2 For purposes of this Act, the term “congressional de-
3 fense committees” has the meaning given that term in sec-
4 tion 101(a)(16) of title 10, United States Code.

5 TITLE XXI—ARMY

6 SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND
7 ACQUISITION PROJECTS.

8 (a) INSIDE THE UNITED STATES.—Using amounts
9 appropriated pursuant to the authorization of appropria-
10 tions in section 2104(a)(1), the Secretary of the Army
11 may acquire real property and carry out military construc-
12 tion projects for the installations or locations inside the
13 United States, and in the amounts, set forth in the fol-
14 lowing table:

Army: Inside the United States

State	Installation or Location	Amount
Alabama	Redstone Arsenal	\$20,000,000
Alaska	Fort Richardson	\$72,300,000
	Fort Wainwright	\$8,800,000
California	Fort Irwin	\$10,000,000
Colorado	Fort Carson	\$24,000,000
Georgia	Fort Gillem	\$15,000,000
	Fort Stewart/Hunter Army Air Field.	\$95,300,000
Hawaii	Schofield Barracks	\$54,500,000
Kansas	Fort Leavenworth	\$15,000,000
	Fort Riley	\$47,400,000
Kentucky	Blue Grass Army Depot	\$3,500,000
	Fort Campbell	\$127,200,000
Louisiana	Fort Polk	\$9,800,000

Army: Inside the United States—Continued

State	Installation or Location	Amount
Maryland	Aberdeen Proving Ground	\$8,800,000
Michigan	Detroit Arsenal	\$18,500,000
Missouri	Fort Leonard Wood	\$23,900,000
New York	Fort Drum	\$209,200,000
North Carolina	Fort Bragg	\$96,900,000
	Sunny Point (Military Ocean Terminal).	\$46,000,000
Oklahoma	McAlester Army Ammunition Plant.	\$3,050,000
Pennsylvania	Letterkenny Depot	\$7,500,000
Texas	Fort Hood	\$75,000,000
	Red River Depot	\$6,000,000
Utah	Dugway Proving Ground	\$14,400,000
Virginia	Fort Belvoir	\$58,000,000
Washington	Fort Lewis	\$502,600,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Germany	Grafenwoehr	\$157,632,000
	Vilseck	\$19,000,000
Italy	Vicenza	\$223,000,000
Japan	Camp Hansen	\$7,150,000
Korea	Camp Humphreys	\$77,000,000
	Yongpyong	\$7,400,000
Romania	Babadag Range	\$34,800,000

SEC. 2102. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may construct or acquire family housing units (in-

cluding land acquisition and supporting facilities) at the installations or locations, for the purposes, and in the amounts set forth in the following table:

Army: Family Housing

State	Installation or Location	Purpose	Amount
Alaska	Fort Richardson	162 Units	\$70,000,000
	Fort Wainwright	234 Units	\$132,000,000
Arizona	Fort Huachuca	119 Units	\$32,000,000
Arkansas	Pine Bluff Arsenal	10 Units	\$2,900,000
Wisconsin	Fort McCoy	13 Units	\$4,900,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of family housing units in an amount not to exceed \$16,332,000.

SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may improve existing military family housing units in an amount not to exceed \$336,859,000.

SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years

1 beginning after September 30, 2006, for military con-
2 struction, land acquisition, and military family housing
3 functions of the Department of the Army in the total
4 amount of \$3,452,581,000 as follows:

5 (1) For military construction projects inside the
6 United States authorized by section 2101(a),
7 \$1,266,650,000.

8 (2) For military construction projects outside
9 the United States authorized by section 2101(b),
10 \$525,982,000.

11 (3) For unspecified minor military construction
12 projects authorized by section 2805 of title 10,
13 United States Code, \$23,000,000.

14 (4) For architectural and engineering services
15 and construction design under section 2807 of title
16 10, United States Code, \$217,629,000.

17 (5) For military family housing functions:

18 (A) For construction and acquisition, plan-
19 ning and design, and improvement of military
20 family housing and facilities, \$594,991,000.

21 (B) For support of military family housing
22 (including the functions described in section
23 2833 of title 10, United States Code),
24 \$676,829,000.

1 (6) For the construction of increment 2 of a
2 barracks complex at Fort Drum, New York, author-
3 ized by section 2101(a) of the Military Construction
4 Authorization Act for fiscal year 2006 (division B of
5 Public Law 109–163; 119 Stat. 3485), \$16,500,000.

6 (7) For the construction of increment 2 of a
7 barracks complex for divisional artillery at Fort
8 Bragg, North Carolina, authorized by section
9 2101(a) of the Military Construction Authorization
10 Act for fiscal year 2006 (division B of Public Law
11 109–163; 119 Stat. 3485), \$37,000,000.

12 (8) For the construction of increment 2 of a
13 barracks complex for the 3rd Brigade at Fort
14 Bragg, North Carolina, authorized by section
15 2101(a) of the Military Construction Authorization
16 Act for Fiscal Year 2006 (division B of Public Law
17 109–163; 119 Stat. 3485), \$50,000,000.

18 (9) For the construction of increment 2 of a
19 barracks complex for the 2nd Brigade at Fort
20 Bragg, North Carolina, authorized by section
21 2101(a) of the Military Construction Authorization
22 Act for Fiscal Year 2006 (division B of Public Law
23 109–163; 119 Stat. 3485), \$31,000,000.

24 (10) For the construction of phase 2 of the De-
25 fense Access Road at Fort Belvoir, Virginia, author-

1 ized by section 2101(a) of the Military Construction
2 Authorization Act for Fiscal Year 2006 (division B
3 of Public Law 109–163; 119 Stat. 3486),
4 \$13,000,000.

5 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
6 PROJECTS.—Notwithstanding the cost variations author-
7 ized by section 2853 of title 10, United States Code, and
8 any other cost variation authorized by law, the total cost
9 of all projects carried out under section 2101 of this Act
10 may not exceed the sum of the following:

11 (1) The total amount authorized to be appro-
12 priated under paragraphs (1) and (2) of subsection
13 (a).

14 (2) \$306,000,000 (the balance of the amount
15 authorized under section 2101(a) for construction of
16 a brigade complex for Fort Lewis, Washington).

17 (3) \$40,400,000 (the balance of the amount au-
18 thorized under section 2101(a) of the Military Con-
19 struction Authorization Act for Fiscal Year 2005
20 (division B of Public Law 108–375; 118 Stat. 2101)
21 for construction of a barracks complex for divisional
22 artillery for Fort Bragg, North Carolina).

TITLE XXII—NAVY

SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Navy: Inside the United States

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	\$5,966,000
California	Marine Corps Air Station, Camp Pendleton.	\$6,412,000
	Marine Corps Base, Camp Pendleton	\$106,142,000
	Marine Corps Air Station, Miramar	\$2,968,000
	Naval Air Station, North Island	\$21,535,000
	Marine Corps Base, Twentynine Palms	\$8,217,000
Connecticut	Naval Submarine Base, New London	\$9,580,000
Florida	Cape Canaveral	\$9,900,000
	Naval Station, Pensacola	\$13,486,000
Georgia	Marine Corps Logistics Base, Albany	\$62,000,000
	Navy Submarine Base, Kings Bay	\$20,282,000
Hawaii	Naval Base, Pearl Harbor	\$48,338,000
	Naval Shipyard, Pearl Harbor	\$22,000,000
Indiana	Naval Support Activity, Crane	\$6,730,000
Maine	Portsmouth Naval Shipyard	\$9,650,000
Maryland	Naval Air Station, Patuxent River	\$16,316,000
	Naval Support Activity, Suitland	\$67,939,000
Mississippi	Naval Air Station, Meridian	\$5,870,000
Nevada	Naval Air Station, Fallon	\$7,730,000
North Carolina	Marine Corps Air Station, New River	\$27,300,000
	Marine Corps Base, Camp Lejeune	\$160,904,000
Rhode Island	Naval Station, Newport	\$3,410,000
South Carolina	Marine Corps Air Station, Beaufort	\$14,970,000
Virginia	Marine Corps Base, Quantico	\$30,628,000
	Naval Special Weapons Center, Dahlgren.	\$9,850,000
	Naval Shipyard, Norfolk	\$34,952,000
	Naval Station, Norfolk	\$12,062,000
	Naval Support Activity, Norfolk	\$38,962,000
Washington	Naval Air Station, Whidbey Island	\$67,303,000
	Naval Submarine Base, Bangor	\$13,507,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the installation or location outside the United States, and in the amounts, set forth in the following table:

Navy: Outside the United States

Country	Installation or Location	Amount
Diego Garcia	Diego Garcia	\$37,473,000
Italy	Naval Air Station, Sigonella	\$13,051,000

(c) UNSPECIFIED WORLDWIDE.—Using the amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(3), the Secretary of the Navy may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Navy: Unspecified Worldwide

Location	Installation or Location	Amount
Various Locations	Helicopter Support Facility	\$12,185,000

SEC. 2202. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting facilities) at the

1 installations or locations, for the purposes, and in the
 2 amount set forth in the following table:

Navy: Family Housing

State	Installation or Location	Purpose	Amount
California	Marine Corps Logistics Base, Barstow	74 Units	\$27,851,000
Guam	Naval Base, Guam	176 Units	\$98,174,000

3 (b) PLANNING AND DESIGN.—Using amounts appro-
 4 priated pursuant to the authorization of appropriations in
 5 section 2204(a)(6)(A), the Secretary of the Navy may
 6 carry out architectural and engineering services and con-
 7 struction design activities with respect to the construction
 8 or improvement of family housing units in an amount not
 9 to exceed \$2,600,000.

10 **SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
 11 **UNITS.**

12 Subject to section 2825 of title 10, United States
 13 Code, and using amounts appropriated pursuant to the
 14 authorization of appropriations in section 2204(a)(6)(A),
 15 the Secretary of the Navy may improve existing military
 16 family housing units in an amount not to exceed
 17 \$176,446,000.

18 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

19 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
 20 are hereby authorized to be appropriated for fiscal years
 21 beginning after September 30, 2006, for military con-
 22 struction, land acquisition, and military family housing

1 functions of the Department of the Navy in the total
2 amount of \$2,072,435,000, as follows:

3 (1) For military construction projects inside the
4 United States authorized by section 2201(a),
5 \$808,750,000.

6 (2) For military construction projects outside
7 the United States authorized by section 2201(b),
8 \$50,524,000.

9 (3) For military construction projects at un-
10 specified worldwide locations authorized by section
11 2201(c), \$12,185,000.

12 (4) For unspecified minor military construction
13 projects authorized by section 2805 of title 10,
14 United States Code, \$8,939,000.

15 (5) For architectural and engineering services
16 and construction design under section 2807 of title
17 10, United States Code, \$71,247,000.

18 (6) For military family housing functions:

19 (A) For construction and acquisition, plan-
20 ning and design, and improvement of military
21 family housing and facilities, \$305,071,000.

22 (B) For support of military family housing
23 (including functions described in section 2833
24 of title 10, United States Code), \$498,525,000.

1 (7) For the construction of increment 2 of a
2 helicopter hangar replacement at Naval Air Station,
3 Jacksonville, Florida, authorized by section 2201(a)
4 of the Military Construction Authorization Act for
5 Fiscal Year 2006 (division B of Public Law 109–
6 163; 119 Stat. 3489), \$43,250,000.

7 (8) For the construction of increment 2 of
8 Alpha and Bravo wharf improvements at Naval
9 Base, Guam, Marianas Islands, authorized by sec-
10 tion 2201(b) of the Military Construction Authoriza-
11 tion Act for Fiscal Year 2006 (division B of Public
12 Law 109–163; 119 Stat. 3490), \$29,772,000.

13 (9) For the construction of increment 2 of re-
14 cruit training barracks infrastructure upgrade at
15 Recruit Training Command, Great Lakes, Illinois,
16 authorized by section 2201(a) of the Military Con-
17 struction Authorization Act for Fiscal Year 2006
18 (division B of Public Law 109–163; 119 Stat.
19 3490), \$23,589,000.

20 (10) For the construction of increment 2 of the
21 Wesley Brown Field House at the United States
22 Naval Academy, Annapolis, Maryland, authorized by
23 section 2201(a) of the Military Construction Author-
24 ization Act for Fiscal Year 2006 (division B of Pub-
25 lic Law 109–163; 119 Stat. 3490), \$26,685,000.

1 (11) For the construction of increment 2 of
2 wharf upgrades at Naval Station, Yokosuka, Japan,
3 authorized by section 2201(b) of the Military Con-
4 struction Authorization Act for Fiscal Year 2006
5 (division B of Public Law 109–163; 119 Stat.
6 3490), \$44,360,000.

7 (12) For the construction of increment 2 of the
8 ship repair pier 3 replacement at Naval Station,
9 Norfolk, Virginia, authorized by section 2201(a) of
10 the Military Construction Authorization Act for Fis-
11 cal Year 2006 (division B of Public Law 109–163;
12 119 Stat. 3490), \$30,939,000.

13 (13) For the construction of increment 2 of the
14 Bachelor Enlisted Quarters Homeport Ashore Pro-
15 gram at Naval Station, Everett, Washington, au-
16 thorized by section 2201(a) of the Military Construc-
17 tion Authorization Act for Fiscal Year 2006 (divi-
18 sion B of Public Law 109–163; 119 Stat.3490),
19 \$20,917,000.

20 (14) For the construction of phase 2 of the rec-
21 lamation and conveyance project at Marine Corps
22 Base, Camp Pendleton, California, authorized by
23 section 2201(a) of the Military Construction Author-
24 ization Act for Fiscal Year 2006 (division B of Pub-
25 lic Law 109–163; 119 Stat. 3489), \$33,290,000.

1 (15) For the construction of increment 3 of the
2 Navy Outlying Landing Field facilities at Wash-
3 ington County, North Carolina, authorized for var-
4 ious locations, continental United States, by section
5 2201(a) of the Military Construction Authorization
6 Act for Fiscal Year 2004 (division B of Public Law
7 108–136; 117 Stat. 1704), \$7,926,000.

8 (16) For the construction of increment 3 of the
9 limited area production and storage complex at Stra-
10 tegic Weapons Facility Pacific, Bangor, Washington,
11 authorized by section 2201(a) of the Military Con-
12 struction Authorization Act for Fiscal Year 2005
13 (division B of Public Law 108–375; 118 Stat.
14 2106), \$14,274,000.

15 (17) For the construction of increment 4 of pier
16 11 replacement at Naval Station, Norfolk, Virginia,
17 authorized by section 2201(a) of the Military Con-
18 struction Authorization Act for Fiscal Year 2004
19 (division B of Public Law 108–136; 117 Stat.
20 1704), \$30,633,000.

21 (18) For the construction of increment 2 of an
22 addition to Hockmuth Hall at Marine Corps Base,
23 Quantico, Virginia, authorized by section 2201(a) of
24 the Military Construction Authorization Act for Fis-

1 cal Year 2006 (division B of Public Law 109–163;
2 119 Stat. 3490), \$11,559,000.

3 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
4 PROJECTS.—Notwithstanding the cost variations author-
5 ized by section 2853 of title 10, United States Code, and
6 any other cost variation authorized by law, the total cost
7 of all projects carried out under section 2201 of this Act
8 may not exceed the sum of the following:

9 (1) The total amount authorized to be appro-
10 priated under paragraphs (1), (2), and (3) of sub-
11 section (a).

12 (2) \$39,874,000 (the balance of the amount au-
13 thorized under section 2201(a) of the Military Con-
14 struction Authorization Act for Fiscal Year 2004
15 (division B of Public Law 108–136; 117 Stat. 1704)
16 for various locations, continental United States).

17 (3) \$33,951,000 (the balance of the amount au-
18 thorized under section 2201(a) of the Military Con-
19 struction Authorization Act for Fiscal Year 2005
20 (division B of Public Law 108–375; 118 Stat. 2106)
21 for construction of a limited area production and
22 storage complex at Strategic Weapons Facility Pa-
23 cific, Bangor, Washington).

24 (4) \$22,661,000 (the balance of the amount au-
25 thorized under section 2201(a) of the Military Con-

struction Authorization Act for Fiscal Year 2006
 (division B of Public Law 109–163; 119 Stat. 3490)
 for infrastructure upgrades at Recruit Training
 Command, Great Lakes, Illinois).

(5) \$24,740,000 (the balance of the amount au-
 thorized under section 2201(b) of the Military Con-
 struction Authorization Act for Fiscal Year 2006
 (division B of Public Law 109–163; 119 Stat. 3490)
 for wharf upgrades at Naval Station, Yokosuka,
 Japan.

(6) \$56,159,000 (the balance of the amount au-
 thorized under section 2201(a) for construction of a
 National Maritime Intelligence Center addition at
 Suitland, Maryland).

**SEC. 2205. MODIFICATION OF AUTHORITY TO CARRY OUT
 CERTAIN FISCAL YEAR 2006 PROJECTS.**

(a) MODIFICATION OF INSIDE THE UNITED STATES
 PROJECTS.—The table in section 2201(a) of the Military
 Construction Authorization Act for Fiscal Year 2006 (di-
 vision B of Public Law 109–163; 119 Stat. 3489) is
 amended—

(1) in the item related to Marine Corps Base,
 Camp Pendleton, California, by striking
 “\$90,437,000” in the amount column and inserting
 “\$86,006,000”; and

(2) in the item relating to Marine Corps Base, Quantico, Virginia, by striking “\$18,429,000” in the amount column and inserting “\$19,829,000”.

(b) CONFORMING AMENDMENTS.—Section 2204(b) of that Act (119 Stat. 3492) is amended—

(1) in paragraph (2), by striking “\$37,721,000” and inserting “\$33,290,000”; and

(2) in paragraph (7), by striking “\$10,159,000” and inserting “\$11,559,000”.

TITLE XXIII—AIR FORCE

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Alaska	Eielson Air Force Base	\$38,300,000
	Elmendorf Air Force Base	\$68,100,000
Arizona	Davis-Monthan Air Force Base	\$4,600,000
California	Beale Air Force Base	\$28,000,000
	Travis Air Force Base	\$85,800,000
Colorado	Buckley Air Force Base	\$10,700,000
	Schriever Air Force Base	\$21,000,000
Delaware	Dover Air Force Base	\$30,400,000
Florida	Eglin Air Force Base	\$19,350,000
	Hurlburt Field	\$32,950,000
	MacDill Air Force Base	\$71,000,000
	Tyndall Air Force Base	\$1,800,000
Georgia	Robins Air Force Base	\$52,600,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
Hawaii	Hickam Air Force Base	\$28,538,000
Illinois	Scott Air Force Base	\$28,200,000
Kentucky	Fort Knox	\$3,500,000
Maryland	Andrews Air Force Base	\$29,000,000
Massachusetts	Hanscom Air Force Base	\$12,400,000
Nevada	Indian Springs Air Force Auxiliary Field.	\$49,923,000
	Nellis Air Force Base	\$4,800,000
New Jersey	McGuire Air Force Base	\$15,500,000
New Mexico	Kirtland Air Force Base	\$11,400,000
North Dakota	Minot Air Force Base	\$8,000,000
Oklahoma	Altus Air Force Base	\$9,500,000
	Tinker Air Force Base	\$8,100,000
South Carolina	Charleston Air Force Base	\$10,200,000
	Shaw Air Force Base	\$22,200,000
South Dakota	Ellsworth Air Force Base	\$3,000,000
Texas	Fort Bliss	\$8,500,000
	Lackland Air Force Base	\$13,200,000
Utah	Hill Air Force Base	\$63,400,000
Virginia	Langley Air Force Base	\$57,700,000
Wyoming	Francis E. Warren Air Force Base ..	\$11,000,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304(a)(2), the Secretary of the Air Force
4 may acquire real property and carry out military construc-
5 tion projects for the installations or locations outside the
6 United States, and in the amounts, set forth in the fol-
7 lowing table:

Air Force: Outside the United States

Country	Installation or Location	Amount
Germany	Ramstein Air Base	\$53,150,000
Guam	Andersen Air Force Base	\$52,800,000
Italy	Naval Air Station, Sigonella	\$26,000,000
Korea	Kunsan Air Base	\$46,700,000
	Osan Air Base	\$2,156,000

8 (c) UNSPECIFIED WORLDWIDE.—Using the amounts
9 appropriated pursuant to the authorization of appropria-
10 tions in section 2304(a)(3), the Secretary of the Air Force
11 may acquire real property and carry out military construc-

tion projects for unspecified installations or locations in the amounts, set forth in the following table:

Air Force: Unspecified Worldwide

Location	Installation or Location	Amount
Worldwide Unspecified	Common Battlefield Airman Training Complex.	\$14,200,000
Worldwide Classified	Classified Project	\$3,377,000
	Classified - Special Evaluation Program.	\$4,600,000
	Classified	\$1,700,000

SEC. 2302. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, for the purposes, and in the amounts, set forth in the following table:

Air Force: Family Housing

State	Installation or Location	Purpose	Amount
Alaska	Eielson Air Force Base	129 Units	\$87,414,000
Idaho	Mountain Home Air Force Base	457 Units	\$107,800,000
Missouri	Whiteman Air Force Base	116 Units	\$39,270,000
Montana	Malmstrom Air Force Base	493 Units	\$140,252,000
North Carolina	Seymour Johnson Air Force Base	56 Units	\$22,956,000
North Dakota	Minot Air Force Base	575 Units	\$171,188,000
Texas	Dyess Air Force Base	199 Units	\$49,215,000
Germany	Ramstein Air Base	101 Units	\$73,488,000
	Spangdahlem Air Base	60 Units	\$39,294,000
United Kingdom	Royal Air Force Lakenheath.	74 Units	\$35,282,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may

1 carry out architectural and engineering services and con-
2 struction design activities with respect to the construction
3 or improvement of family housing units in an amount not
4 to exceed \$13,202,000.

5 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
6 **UNITS.**

7 Subject to section 2825 of title 10, United States
8 Code, and using amounts appropriated pursuant to the
9 authorization of appropriations in section 2304(a)(6)(A),
10 the Secretary of the Air Force may improve existing mili-
11 tary family housing units in an amount not to exceed
12 \$403,727,000.

13 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**
14 **FORCE.**

15 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
16 are hereby authorized to be appropriated for fiscal years
17 beginning after September 30, 2006, for military con-
18 struction, land acquisition, and military family housing
19 functions of the Department of the Air Force in the total
20 amount of \$3,195,485,000, as follows:

21 (1) For military construction projects inside the
22 United States authorized by section 2301(a),
23 \$862,661,000.

1 (2) For military construction projects outside
2 the United States authorized by section 2301(b),
3 \$180,806,000.

4 (3) For military construction projects at un-
5 specified worldwide locations authorized by section
6 2301(c), \$23,877,000.

7 (4) For unspecified minor military construction
8 projects authorized by section 2805 of title 10,
9 United States Code, \$15,000,000.

10 (5) For architectural and engineering services
11 and construction design under section 2807 of title
12 10, United States Code, \$90,632,000.

13 (6) For military family housing functions:

14 (A) For construction and acquisition, plan-
15 ning and design, and improvement of military
16 family housing and facilities, \$1,183,138,000.

17 (B) For support of military family housing
18 (including the functions described in section
19 2833 of title 10, United States Code),
20 \$755,071,000.

21 (7) For the construction of increment 2 of the
22 C-17 maintenance complex at Elmendorf Air Force
23 Base, Alaska, authorized by section 2301(a) of the
24 Military Construction Authorization Act for Fiscal

1 Year 2006 (division B of Public Law 109–163; 119
2 Stat. 3494), \$30,000,000.

3 (8) For the construction of increment 2 of the
4 main base runway at Edwards Air Force Base, Cali-
5 fornia, authorized by section 2301(a) of the Military
6 Construction Authorization Act for Fiscal Year 2006
7 (division B of Public Law 109–163; 119 Stat.
8 3494), \$31,000,000.

9 (9) For the construction of increment 2 of the
10 CENTCOM Joint Intelligence Center at MacDill Air
11 Force Base, Florida, authorized by section 2301(a)
12 of the Military Construction Authorization Act for
13 Fiscal Year 2006 (division B of Public Law 109–
14 163; 119 Stat. 3494), \$23,300,000.

15 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
16 PROJECTS.—Notwithstanding the cost variations author-
17 ized by section 2853 of title 10, United States Code, and
18 any other cost variation authorized by law, the total cost
19 of all projects carried out under section 2301 of this Act
20 may not exceed the sum of the following:

21 (1) The total amount authorized to be appro-
22 priated under paragraphs (1) (2) and (3) of sub-
23 section (a).

24 (2) \$35,000,000 (the balance of the amount au-
25 thorized under section 2301(a) of the Military Con-

1 construction Authorization Act for Fiscal Year 2006
 2 (division B of Public Law 109–163; 119 Stat. 3494)
 3 for construction of a main base runway at Edwards
 4 Air Force Base, California).

5 **SEC. 2305. MODIFICATION OF AUTHORITY TO CARRY OUT**
 6 **CERTAIN FISCAL YEAR 2006 PROJECT.**

7 (a) MODIFICATION OF INSIDE THE UNITED STATES
 8 PROJECT.—The table in section 2301(a) of the Military
 9 Construction Authorization Act for Fiscal Year 2006 (di-
 10 vision B of Public Law 109–163; Stat. 119 Stat. 3494)
 11 is amended in the item relating to MacDill Air Force
 12 Base, Florida, by striking “\$107,200,000” in the amount
 13 column and inserting “\$101,500,000”.

14 (b) CONFORMING AMENDMENT.—Section 2304(b)(4)
 15 of that Act (119 Stat. 3496) is amended by striking
 16 “\$29,000,000” and inserting “\$23,300,000”.

17 **TITLE XXIV—DEFENSE**
 18 **AGENCIES**

19 **SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUC-**
 20 **TION AND LAND ACQUISITION PROJECTS.**

21 (a) INSIDE THE UNITED STATES.—Using amounts
 22 appropriated pursuant to the authorization of appropria-
 23 tions in section 2404(a)(1), the Secretary of Defense may
 24 acquire real property and carry out military construction
 25 projects for the installations or locations inside the United

1 States, and in the amounts, set forth in the following ta-
 2 bles:

Defense Education Activity

State	Installation or Location	Amount
Kentucky	Fort Knox	\$18,108,000

Defense Logistics Agency

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	\$8,715,000
California	Beale Air Force Base	\$9,000,000
Pennsylvania	Defense Distribution Depot, New Cumberland	\$8,900,000
Virginia	Fort Belvoir	\$5,500,000
Washington	Naval Air Station, Whidbey Island	\$26,000,000

Special Operations Command

State	Installation or Location	Amount
California	Marine Corps Base, Camp Pendleton	\$24,400,000
Colorado	Fort Carson	\$26,100,000
Florida	Hurlburt Field	\$14,482,000
	MacDill Air Force Base	\$27,300,000
Kentucky	Fort Campbell	\$24,500,000
North Carolina	Fort Bragg	\$44,868,000
	Marine Corps Base, Camp Lejeune	\$51,600,000
	Pope Air Force Base	\$15,276,000
Virginia	Naval Air Base, Little Creek	\$22,000,000

TRICARE Management Activity

State	Installation or Location	Amount
Alaska	Fort Richardson	\$37,200,000
California	Fort Irwin	\$6,050,000
Florida	Naval Hospital, Jacksonville	\$16,000,000
	MacDill Air Force Base	\$87,000,000
Hawaii	Naval Base, Pearl Harbor	\$7,700,000
Illinois	Naval Hospital, Great Lakes	\$20,000,000
Maryland	Fort Detrick	\$550,000,000
New York	Fort Drum	\$9,700,000
Texas	Fort Hood	\$18,000,000

3 (b) OUTSIDE THE UNITED STATES.—Using amounts
 4 appropriated pursuant to the authorization of appropria-
 5 tions in section 2404(a)(2), the Secretary of Defense may
 6 acquire real property and carry out military construction
 7 projects for the installations or locations outside the

- 1 United States, and in the amounts, set forth in the fol-
 2 lowing tables:

Defense Education Activity

Country	Installation or Location	Amount
Italy	Camp Ederle	\$31,460,000
	Vicenza	\$15,750,000
Korea	Osan Air Base	\$4,589,000
Spain	Naval Station, Rota	\$23,048,000

Defense Logistics Agency

Country	Installation or Location	Amount
Japan	Okinawa	\$5,000,000
Wake Island	Wake Island	\$2,600,000

Missile Defense Agency

Country	Installation or Location	Amount
Kwajalein	Kwajalein Atoll	\$7,592,000

Special Operations Command

Country	Installation or Location	Amount
Qatar	Al Udeid Air Base	\$44,500,000

TRICARE Management Activity

Country	Installation or Location	Amount
Italy	Vicenza	\$52,000,000

3 **SEC. 2402. FAMILY HOUSING.**

- 4 (a) CONSTRUCTION AND ACQUISITION.—Using
 5 amounts appropriated pursuant to the authorization of ap-
 6 propriations in section 2404(a)(9)(A), the Secretary of the
 7 Defense may construct or acquire family housing units
 8 (including land acquisition and supporting facilities) at the
 9 installations or locations, for the purposes, and in the
 10 amounts set forth in the following table:

Defense Logistics Agency: Family Housing

State	Installation or Location	Purpose	Amount
Virginia	Defense Supply Center, Richmond	25 Units	\$7,840,000

1 (b) PLANNING AND DESIGN.—Using amounts appro-
2 priated pursuant to the authorization of appropriations in
3 section 2404(a)(9)(A), the Secretary of the Defense may
4 carry out architectural and engineering services and con-
5 struction design activities with respect to the construction
6 or improvement of family housing units in an amount not
7 to exceed \$484,000.

8 **SEC. 2403. ENERGY CONSERVATION PROJECTS.**

9 Using amounts appropriated pursuant to the author-
10 ization of appropriations in section 2404(a)(6), the Sec-
11 retary of Defense may carry out energy conservation
12 projects under section 2865 of title 10, United States
13 Code, in the amount of \$60,000,000.

14 **SEC. 2404. AUTHORIZATION OF APPROPRIATIONS, DE-**
15 **FENSE AGENCIES.**

16 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
17 are hereby authorized to be appropriated for fiscal years
18 beginning after September 30, 2006, for military con-
19 struction, land acquisition, and military family housing
20 functions of the Department of Defense (other than the
21 military departments) in the total amount of
22 \$7,122,602,000, as follows:

1 (1) For military construction projects inside the
2 United States authorized by section 2401(a),
3 \$557,399,000.

4 (2) For military construction projects outside
5 the United States authorized by section 2401(b),
6 \$170,789,000.

7 (3) For unspecified minor military construction
8 projects under section 2805 of title 10, United
9 States Code, \$21,672,000.

10 (4) For contingency construction projects of the
11 Secretary of Defense under section 2804 of title 10,
12 United States Code, \$10,000,000.

13 (5) For architectural and engineering services
14 and construction design under section 2807 of title
15 10, United States Code, \$172,150,000.

16 (6) For energy conservation projects authorized
17 by section 2403, \$60,000,000.

18 (7) For base closure and realignment activities
19 as authorized by the Defense Base Closure and Re-
20 alignment Act of 1990 (part A of title XXIX of
21 Public Law 101–510; 10 U.S.C. 2687 note) and
22 funded through the Department of Defense Base
23 Closure Account 1990 established by section 2906 of
24 such Act, \$191,220,000.

1 (8) For base closure and realignment activities
2 as authorized by the Defense Base Closure and Re-
3 alignment Act of 1990 (part A of title XXIX of
4 Public Law 101–510; 10 U.S.C. 2687 note) and
5 funded through the Department of Defense Base
6 Closure Account 2005 established by section 2906A
7 of such Act, \$5,526,894,000.

8 (9) For military family housing functions:

9 (A) For construction and acquisition, plan-
10 ning and design, and improvement of military
11 family housing and facilities, \$8,808,000.

12 (B) For support of military family housing
13 (including functions described in section 2833
14 of title 10, United States Code), \$48,506,000.

15 (C) For credit to the Department of De-
16 fense Family Housing Improvement Fund es-
17 tablished by section 2883(a)(1) of title 10,
18 United States Code, \$2,500,000.

19 (10) For the construction of increment 8 of a
20 munitions demilitarization facility at Pueblo Chem-
21 ical Activity, Colorado, authorized by section
22 2401(a) of the Military Construction Authorization
23 Act for Fiscal Year 1997 (division B of Public Law
24 104–201; 110 Stat. 2775), as amended by section
25 2406 of the Military Construction Authorization Act

1 for Fiscal Year 2000 (division B of Public Law 106–
2 65; 113 Stat. 839), and section 2407 of the Military
3 Construction Authorization Act for Fiscal Year 2003
4 (division B of Public Law 107–314; 116 Stat.
5 2698), \$41,836,000.

6 (11) For the construction of increment 7 of a
7 munitions demilitarization facility at Blue Grass
8 Army Depot, Kentucky, authorized by section
9 2401(a) of the Military Construction Authorization
10 Act for Fiscal Year 2000 (division B of Public Law
11 106–65; 113 Stat. 835), as amended by section
12 2405 of the Military Construction Authorization Act
13 of 2002 (division B of Public Law 107–107; 115
14 Stat. 1298), and section 2405 of the Military Con-
15 struction Authorization Act for Fiscal Year 2003
16 (division B of Public Law 107–314; 116 Stat.
17 2698), \$99,157,000.

18 (12) For the construction of increment 2 of a
19 replacement of a regional security operations center,
20 Kunia, Hawaii, authorized by section 2401(a) of the
21 Military Construction Authorization Act for Fiscal
22 Year 2006 (division B of Public Law 109–163; 119
23 Stat. 3497), as amended by section 2405(a)(2) of
24 this Act, \$47,016,000.

1 (13) For the construction of increment 2 of the
2 classified material conversion facility at Fort Meade,
3 Maryland, authorized by section 2401(a) of the Mili-
4 tary Construction Authorization Act for Fiscal Year
5 2006 (division B of Public Law 109–163; 119 Stat.
6 3497), \$11,151,000.

7 (14) For the construction of increment 2 of a
8 replacement of a regional security operations center,
9 Augusta, Georgia, authorized by section 2401(a) of
10 the Military Construction Act for Fiscal Year 2006
11 (division B of Public Law 109–163; 119 Stat.
12 3497), as amended by section 2405(a)(1) of this
13 Act, \$107,118,000.

14 (15) For the construction of increment 2 of
15 construction of an operations building, Menwith Hall
16 Station, United Kingdom, authorized by section
17 2401(b) of the Military Construction Act for Fiscal
18 Year 2006 (division B of Public Law 109–163; 119
19 Stat. 3498), as amended by section 2405(b)(1) of
20 this Act, \$46,386,000.

21 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
22 PROJECTS.—Notwithstanding the cost variations author-
23 ized by section 2853 of title 10, United States Code, and
24 any other cost variation authorized by law, the total cost

1 of all projects carried out under section 2401 of this Act
2 may not exceed the sum of the following:

3 (1) The total amount authorized to be appro-
4 priated under paragraphs (1), (2), and (3) of sub-
5 section (a).

6 (2) \$184,752,000 (the balance of the amount
7 authorized under section 2401(a) of the Military
8 Construction Authorization Act for Fiscal Year 2006
9 (division B of Public Law 109–163; 119 Stat. 3497)
10 for construction of a regional security operations
11 center, Augusta, Georgia).

12 (3) \$254,508,000 (the balance of the amount
13 authorized under section 2401(a) of the Military
14 Construction Authorization Act for Fiscal Year 2006
15 (division B of Public Law 109–163; 119 Stat. 3497)
16 for construction of a regional security operations
17 center, Kunia, Hawaii).

18 (4) \$521,000,000 (the balance of the amount
19 authorized under section 2401(a) for construction of
20 a replacement facility, Fort Detrick, Maryland).

21 (5) \$187,120,000 (the balance of the amount
22 authorized under section 2401(a) of the Military
23 Construction Authorization Act for Fiscal Year 1997
24 (division B of Public Law 104–201; 110 Stat.
25 2775), as amended by section 2406 of the Military

1 Construction Authorization Act for Fiscal Year 2000
 2 (division B of Public Law 106–65; 113 Stat. 839)
 3 and section 2407 of the Military Construction Au-
 4 thorization Act for Fiscal Year 2003 (division B of
 5 Public Law 107–314; 116 Stat. 2698), for construc-
 6 tion of a munitions demilitarization facility at Pueb-
 7 lo Chemical Activity, Colorado).

8 (6) \$134,554,000 (the balance of the amount
 9 authorized under section 2401(a) of the Military
 10 Construction Authorization Act for Fiscal Year 2000
 11 (division B of Public Law 106–65; 113 Stat. 835),
 12 as amended by section 2405 of the Military Con-
 13 struction Authorization Act for Fiscal Year 2002
 14 (division B of Public Law 107–107; 115 Stat. 1298)
 15 and section 2405 of the Military Construction Au-
 16 thorization Act for Fiscal Year 2003 (division B of
 17 Public Law 107–314; 116 Stat. 2698), for construc-
 18 tion of a munitions demilitarization facility at Blue
 19 Grass Army Depot, Kentucky).

20 **SEC. 2405. MODIFICATION OF AUTHORITY TO CARRY OUT**
 21 **CERTAIN FISCAL YEAR 2006 PROJECTS.**

22 (a) MODIFICATION OF INSIDE THE UNITED STATES
 23 PROJECT.—The table relating to the National Security
 24 Agency in section 2401(a) of the Military Construction

1 Authorization Act for Fiscal Year 2006 (division B of
2 Public Law 109–163; 119 Stat. 3497) is amended—

3 (1) in the item relating to Augusta, Georgia, by
4 striking “\$61,466,000” in the amount column and
5 inserting “\$340,836,000”; and

6 (2) in the item relating to Kunia, Hawaii, by
7 striking “\$305,000,000” in the amount column and
8 inserting “\$350,490,000”.

9 (b) MODIFICATION OF OUTSIDE THE UNITED
10 STATES PROJECT.—The table relating to the National Se-
11 curity Agency in section 2401(b) of the Military Construc-
12 tion Authorization Act for Fiscal Year 2006 (division B
13 of Public Law 109–163; 119 Stat. 3498) is amended in
14 the item relating to Menwith Hill, United Kingdom, by
15 striking “\$86,354,000” in the amount column and insert-
16 ing “\$88,083,000”.

17 (c) CONFORMING AMENDMENT.—Section 2403(b) of
18 that Act (119 Stat. 3500) is amended—

19 (1) in paragraph (2), by striking
20 “\$12,500,000” and inserting “\$291,870,000”;

21 (2) in paragraph (3), by striking
22 “\$256,034,000” and inserting “\$301,524,000”; and

23 (3) in paragraph (5), by striking
24 “\$44,657,000” and inserting “\$46,386,000”.

1 **TITLE XXV—NORTH ATLANTIC**
2 **TREATY ORGANIZATION SE-**
3 **CURITY INVESTMENT PRO-**
4 **GRAM**

5 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
6 **ACQUISITION PROJECTS.**

7 The Secretary of Defense may make contributions for
8 the North Atlantic Treaty Organization Security Invest-
9 ment Program as provided in section 2806 of title 10,
10 United States Code, in an amount not to exceed the sum
11 of the amount authorized to be appropriated for this pur-
12 pose in section 2502 and the amount collected from the
13 North Atlantic Treaty Organization as a result of con-
14 struction previously financed by the United States.

15 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

16 Funds are hereby authorized to be appropriated for
17 fiscal years beginning after September 30, 2006, for con-
18 tributions by the Secretary of Defense under section 2806
19 of title 10, United States Code, for the share of the United
20 States of the cost of projects for the North Atlantic Treaty
21 Organization Security Investment Program authorized by
22 section 2501, in the amount of \$205,985,000.

**TITLE XXVI—GUARD AND
RESERVE FORCES FACILITIES**

SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for the costs of acquisition, architectural and engineering services, and construction of facilities for the Guard and Reserve Forces, and for contributions therefor, under chapter 1803 of title 10, United States Code (including the cost of acquisition of land for those facilities), in the following amounts:

(1) For the Department of the Army—

(A) for the Army National Guard of the United States, \$524,031,000; and

(B) for the Army Reserve, \$189,817,000.

(2) For the Department of the Navy, for the Navy and Marine Corps Reserve, \$48,408,000.

(3) For the Department of the Air Force—

(A) for the Air National Guard of the United States, \$242,143,000; and

(B) for the Air Force Reserve, \$44,936,000.

1 **TITLE XXVII—EXPIRATION AND**
2 **EXTENSION OF AUTHORIZA-**
3 **TIONS**

4 **SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND**
5 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
6 **LAW.**

7 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
8 YEARS.—Except as provided in subsection (b), all author-
9 izations contained in titles XXI through XXVI for military
10 construction projects, land acquisition, family housing
11 projects and facilities, and contributions to the North At-
12 lantic Treaty Organization Security Investment Program
13 (and authorizations of appropriations therefor) shall ex-
14 pire on the later of—

15 (1) October 1, 2009; or

16 (2) the date of the enactment of an Act author-
17 izing funds for military construction for fiscal year
18 2010.

19 (b) EXCEPTION.—Subsection (a) shall not apply to
20 authorizations for military construction projects, land ac-
21 quisition, family housing projects and facilities, and con-
22 tributions to the North Atlantic Treaty Organization Se-
23 curity Investment Program (and authorizations of appro-
24 priations therefor), for which appropriated funds have
25 been obligated before the later of—

1 (1) October 1, 2009; or

2 (2) the date of the enactment of an Act author-
 3 izing funds for fiscal year 2010 for military con-
 4 struction projects, land acquisition, family housing
 5 projects and facilities, or contributions to the North
 6 Atlantic Treaty Organization Security Investment
 7 Program.

8 **SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 9 **FISCAL YEAR 2004 PROJECTS.**

10 (a) EXTENSION.—Notwithstanding section 2701 of
 11 the Military Construction Authorization Act for Fiscal
 12 Year 2004 (division B of Public Law 108–136; 117 Stat.
 13 1716), authorizations set forth in the tables in subsection
 14 (b), as provided in sections 2101, 2301, 2302, 2401, and
 15 2601 of that Act, shall remain in effect until October 1,
 16 2007, or the date of the enactment of an Act authorizing
 17 funds for military construction for fiscal year 2008, which-
 18 ever is later.

19 (b) TABLES.—The tables referred to in subsection (a)
 20 are as follows:

Army: Extension of 2004 Project Authorizations

State	Installation or Location	Project	Amount
Alaska	Fort Wainwright	Multi-purpose Training Range Complex	\$47,000,000
Hawaii	Helemano Military Reservation	Land Easement	\$1,400,000
Virginia	Fort Belvoir	NGIC Land Acquisition	\$7,000,000

Army: Extension of 2004 Project Authorizations—Continued

State	Installation or Location	Project	Amount
Italy	Fort Lee	Fire & Emergency Services Center (Ph 2)	\$3,850,000
	Aviano Air Base	Joint Deployment Facility (Ph 1)	\$15,500,000

Air Force: Extension of 2004 Project Authorizations

State	Installation or Location	Project	Amount
California	Travis Air Force Base	Replace Family Housing (56 Units)	\$12,723,000
Florida	Eglin Air Force Base ..	Replace Family Housing (279 Units)	\$32,166,000
Hawaii	Hickam Air Force Base	Expand Strategic Airlift Parking Ramp	\$10,102,000
Texas	Dyess Air Force Base	Replace Family Housing (116 Units)	\$19,973,000

Defense Wide: Extension of 2004 Project Authorizations

Agency	Installation or Location	Project	Amount
Defense Logistics Agency.	Hickam Air Force Base, Hawaii	Replace Hydrant Fuel System	\$14,100,000

Army National Guard: Extension of 2004 Authorization of Appropriations

State	Installation or Location	Project	Amount
Indiana	Gary	Army Aviation Support Facility	\$15,581,000
New Mexico	Albuquerque	Readiness Center, Add/Alt (ADRS)	\$2,533,000
Pennsylvania	Fort Indiantown Gap ..	Multi-purpose Training Range	\$15,338,000

1 **SEC. 2703. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 2 **FISCAL YEAR 2003 PROJECTS.**

3 (a) EXTENSION.—Notwithstanding section 2701 of
 4 the Military Construction Authorization Act for Fiscal
 5 Year 2003 (division B of Public Law 107–314; 116 Stat.
 6 2700), authorizations set forth in the tables in subsection
 7 (b), as provided in section 2302 of that Act, shall remain
 8 in effect until October 1, 2007, or the date of the enact-
 9 ment of an Act authorizing funds for military construction
 10 for fiscal year 2008, whichever is later.

11 (b) TABLES.—The tables referred to in subsection (a)
 12 are as follows:

Air Force: Extension of 2003 Project Authorizations

State	Installation or Location	Project	Amount
Florida	Eglin Air Force Base ..	Replace Family Housing (134 Units)	\$15,906,000
	Eglin Air Force Base ..	Replace Housing Office	\$597,000
Texas	Randolph Air Force Base	Replace Family Housing Maintenance Facility	\$447,000

13 **SEC. 2704. EFFECTIVE DATE.**

14 Titles XXI, XXII, XXIII, XXIV, XXV, and XXVI
 15 shall take effect on the later of—

16 (1) October 1, 2006; or

17 (2) the date of the enactment of this Act.

1 **TITLE XXVIII—GENERAL**
 2 **PROVISIONS**
 3 **Subtitle A—Military Construction**
 4 **Program and Military Family**
 5 **Housing Changes**

6 **SEC. 2801. THREE-YEAR EXTENSION OF TEMPORARY, LIM-**
 7 **ITED AUTHORITY TO USE OPERATION AND**
 8 **MAINTENANCE FUNDS FOR CONSTRUCTION**
 9 **PROJECTS OUTSIDE THE UNITED STATES.**

10 Section 2808 of the Military Construction Authoriza-
 11 tion Act for Fiscal Year 2004 (division B of Public Law
 12 108–136; 117 Stat. 1723), as amended by section 2810
 13 of the Military Construction Authorization Act for Fiscal
 14 Year 2005 (division B of Public Law 108–375; 118 Stat.
 15 2128) and section 2809 of the Military Construction Au-
 16 thorization Act for Fiscal Year 2006 (division B of Public
 17 Law 109–163; 119 Stat. 3508), is further amended—

18 (1) in subsection (a), by striking “fiscal years
 19 2005 and 2006” and inserting “fiscal years 2005,
 20 2006, 2007, 2008, and 2009”; and

21 (2) in subsection (f)—

22 (A) in paragraph (1), by striking “the
 23 Subcommittees on Defense and Military Con-
 24 struction of” and inserting “the Subcommittees

1 on Defense and on Military Construction and
 2 Veterans Affairs, and Related Agencies of”; and

3 (B) in paragraph (2), by striking “the
 4 Subcommittees on Defense and Military Con-
 5 struction of” and inserting “the Subcommittees
 6 on Defense and on Military Quality of Life and
 7 Veterans Affairs, and Related Agencies of”.

8 **SEC. 2802. AUTHORITY TO CARRY OUT MILITARY CON-**
 9 **STRUCTION PROJECTS IN CONNECTION WITH**
 10 **INDUSTRIAL FACILITY INVESTMENT PRO-**
 11 **GRAM.**

12 (a) **AUTHORITY.**—Subchapter III of chapter 169 of
 13 title 10, United States Code, is amended by adding at the
 14 end the following new section:

15 **“§ 2870. Authority to carry out military construction**
 16 **projects in connection with industrial fa-**
 17 **cility investment program**

18 “(a) **AUTHORITY.**—The Secretary of Defense may
 19 carry out a military construction project, not previously
 20 authorized, for the purpose of carrying out activities under
 21 section 2474(a)(2) of this title, using funds appropriated
 22 or otherwise made available for that purpose.

23 “(b) **CREDITING OF FUNDS.**—Funds appropriated or
 24 otherwise made available in a fiscal year for the purpose
 25 of carrying out a military construction project with respect

1 to a public depot under subsection (a) may be credited
 2 to the amount required under section 2208(s) of this title
 3 to be invested in such fiscal year in the capital budget
 4 for such public depot.

5 “(c) NOTICE AND WAIT REQUIREMENT.—The Sec-
 6 retary may not carry out a project under subsection (a)
 7 until 21 days after the date on which the Secretary noti-
 8 fies the congressional defense committees of the intent to
 9 carry out such project and the savings estimated to be
 10 realized from such project or, if earlier, 14 days after the
 11 date on which a copy of the notification is provided in an
 12 electronic medium pursuant to section 480 of this title.

13 “(d) ANNUAL REPORT.—Not later than December 31
 14 of each year, the Secretary shall submit to Congress a re-
 15 port describing actions taken under this section and the
 16 savings realized from such actions during the fiscal year
 17 ending in the year in which the report is submitted.”.

18 (b) CLERICAL AMENDMENT.—The table of sections
 19 at the beginning of such subchapter is amended by adding
 20 at the end the following new item:

“2870. Authority to carry out military construction projects in connection with
 industrial facility investment program.”.

1 **SEC. 2803. MODIFICATION OF NOTIFICATION REQUIRE-**
2 **MENTS RELATED TO COST VARIATION AU-**
3 **THORITY.**

4 Section 2853(c) of title 10, United States Code, is
5 amended—

6 (1) in paragraph (1), by striking the semicolon
7 at the end and inserting “; and”;

8 (2) by amending paragraph (2) to read as fol-
9 lows:

10 “(2)(A) in the case of a cost increase or a re-
11 duction in the scope of work—

12 “(i) the Secretary concerned notifies the
13 appropriate committees of Congress in writing
14 of the cost increase or reduction in scope and
15 the reasons therefor, including a description of
16 the funds proposed to be used to finance any
17 increased costs; and

18 “(ii) a period of 21 days has elapsed after
19 the date on which the notification is received by
20 the committees or, if over sooner, a period of 14
21 days has elapsed after the date on which a copy
22 of the notification is provided in an electronic
23 medium pursuant to section 480 of this title; or

24 “(B) in the case of a cost decrease, the Sec-
25 retary concerned notifies the appropriate committees
26 of Congress in writing not later than 14 days after

1 the date funds are obligated in connection with the
 2 military construction project or military family hous-
 3 ing project.”; and

4 (3) by striking paragraph (3).

5 **SEC. 2804. CONSIDERATION OF LOCAL COMPARABILITY OF**
 6 **FLOOR AREAS IN CONSTRUCTION, ACQUISITION, AND IMPROVEMENT OF MILITARY UN-**
 7 **ACCOMPANIED HOUSING.**

9 (a) IN GENERAL.—Section 2856 of title 10, United
 10 States Code, is amended to read as follows:

11 **“§ 2856. Military unaccompanied housing: local com-**
 12 **parability of floor areas**

13 “In the construction, acquisition, and improvement of
 14 military unaccompanied housing, the Secretary concerned
 15 shall ensure that the floor areas of such housing in a par-
 16 ticular locality (as designated by the Secretary concerned
 17 for purposes of this section) do not exceed the floor areas
 18 of similar housing in the private sector in that locality.”.

19 (b) CLERICAL AMENDMENT.—The table of sections
 20 at the beginning of chapter 169 of such title is amended
 21 by striking the item relating to section 2856 and inserting
 22 the following:

“2856. Military unaccompanied housing: local comparability of floor areas.”.

1 **SEC. 2805. INCREASE IN THRESHOLDS FOR UNSPECIFIED**
 2 **MINOR MILITARY CONSTRUCTION PROJECTS.**

3 (a) INCREASE.—Section 2805(a)(1) of title 10,
 4 United States Code, is amended—

5 (1) by striking “\$1,500,000” and inserting
 6 “\$2,500,000”; and

7 (2) by striking “\$3,000,000” and inserting
 8 “\$4,000,000”.

9 (b) EFFECTIVE DATE.—The amendments made by
 10 subsection (a) shall take effect on October 1, 2006.

11 **SEC. 2806. INCLUSION OF MILITARY TRANSPORTATION AND**
 12 **SUPPORT SYSTEMS IN ENERGY SAVINGS PRO-**
 13 **GRAM.**

14 (a) IN GENERAL.—Section 2865 of title 10, United
 15 States Code, is amended—

16 (1) in the section heading, by inserting “**for**
 17 **military operations and**” after “**Energy**
 18 **savings**”;

19 (2) in subsection (a)—

20 (A) by amending paragraph (1) to read as
 21 follows:

22 “(1) The Secretary of Defense shall designate energy
 23 performance goals for the Department of Defense for mili-
 24 tary transportation and support systems and installations.
 25 The goals shall be consistent, where appropriate, with the
 26 Energy Policy Act of 2005 (Public Law 109–58).”;

1 (B) in paragraph (2), by striking “energy
2 conservation measures” and all that follows
3 through “energy savings” and inserting “energy
4 conservation measures and alternative energy
5 initiatives to achieve maximum total life-cycle
6 energy savings”;

7 (C) in paragraph (3)—

8 (i) by striking “energy efficient main-
9 tenance” and inserting “energy efficient
10 operations and maintenance”; and

11 (ii) by inserting after “10 years or
12 less” the following: “, except that the Sec-
13 retary may provide that energy conserva-
14 tion measures related to equipment and
15 systems supporting industrial processes
16 may have a positive net present value over
17 a period of 20 years or less”; and

18 (D) in paragraph (4)—

19 (i) by striking “energy efficient main-
20 tenance” and inserting “energy efficient
21 operations and maintenance”;

22 (ii) in subparagraph (A), by inserting
23 “vehicles, military support equipment,”
24 after “such as”; and

1 (iii) in subparagraph (B), by striking
 2 “an operation or maintenance process,
 3 such as improved training” and inserting
 4 “a military operation or maintenance proc-
 5 ess, such as the use of alternative fuels
 6 and energy sources, improved training,”;
 7 and

8 (3) in subsection (b)(2)(A), by striking “instal-
 9 lations of the Department of Defense as may be des-
 10 ignated” and inserting “installations of the Depart-
 11 ment of Defense and related to such vehicles and
 12 military support equipment of the Department of
 13 Defense as may be designated”.

14 **SEC. 2807. REPEAL OF AUTHORITY TO CONVEY PROPERTY**
 15 **AT CLOSED OR REALIGNED MILITARY IN-**
 16 **STALLATIONS TO SUPPORT MILITARY CON-**
 17 **STRUCTION.**

18 (a) REPEAL.—Section 2869 of title 10, United States
 19 Code, is repealed.

20 (b) CONFORMING AND CLERICAL AMENDMENTS.—

21 (1) CONFORMING AMENDMENTS.—(A) Section
 22 2822(b) of such title is amended by striking para-
 23 graph (6).

24 (B) Section 2883(c) of such title is amended—

1 (i) in paragraph (1), by striking subpara-
 2 graph (F); and

3 (ii) in paragraph (2), by striking subpara-
 4 graph (F).

5 (2) CLERICAL AMENDMENT.—The table of sec-
 6 tions at the beginning of subchapter III of chapter
 7 169 of such title is amended by striking the item re-
 8 lating to section 2869.

9 **SEC. 2808. REPEAL OF REQUIREMENT TO DETERMINE**
 10 **AVAILABILITY OF SUITABLE ALTERNATIVE**
 11 **HOUSING FOR ACQUISITION IN LIEU OF CON-**
 12 **STRUCTION OF NEW FAMILY HOUSING.**

13 (a) IN GENERAL.—Section 2823 of title 10, United
 14 States Code, is repealed.

15 (b) CLERICAL AMENDMENT.—The table of sections
 16 at the beginning of chapter 169 of such title is amended
 17 by striking the item relating to section 2823.

18 **SEC. 2809. UPDATING FOREIGN CURRENCY FLUCTUATION**
 19 **ADJUSTMENT FOR CERTAIN MILITARY FAM-**
 20 **ILY HOUSING LEASES IN KOREA.**

21 Section 2828(e)(5)(A) of title 10, United States
 22 Code, is amended to read as follows:

23 “(A) for—

24 “(i) foreign currency fluctuations from Oc-
 25 tober 1, 1987, in the case of maximum lease

1 amounts provided for under paragraphs (1),
 2 (2), and (3); or

3 “(ii) foreign currency appreciation during
 4 the previous fiscal year, starting from the fiscal
 5 year of enactment of the lease authority under
 6 paragraph (4), in the case of the maximum
 7 lease amount provided for under such para-
 8 graph; and”.

9 **SEC. 2810. PILOT PROJECTS FOR ACQUISITION OR CON-**
 10 **STRUCTION OF MILITARY UNACCOMPANIED**
 11 **HOUSING.**

12 (a) REDUCTION OF APPLICABLE NOTIFICATION PE-
 13 RIODS.—Section 2881a of title 10, United States Code,
 14 is amended by striking “90 days” both places it appears
 15 and inserting “30 days”.

16 (b) EXTENSION OF AUTHORITY.—Subsection (f) of
 17 such section is amended by striking “2007” and inserting
 18 “2009”.

19 **SEC. 2811. CERTIFICATION REQUIRED FOR CERTAIN MILI-**
 20 **TARY CONSTRUCTION PROJECTS.**

21 The Department of Defense may not use amounts au-
 22 thorized to be appropriated for a fiscal year beginning
 23 after September 30, 2006, to carry out a military con-
 24 struction project to construct a facility designed to provide
 25 training in urban operations for personnel of the Depart-

1 ment of Defense or other Federal agencies until the Under
 2 Secretary of Defense for Personnel and Readiness, in con-
 3 sultation with the Commander of the United States Joint
 4 Forces Command, has certified to the congressional de-
 5 fense committees that—

6 (1) the Secretary of Defense has approved a
 7 strategy for training and facility construction for op-
 8 erations in urban terrain; and

9 (2) the Under Secretary has evaluated the
 10 project and determined that the project—

11 (A) is consistent with such strategy; and

12 (B) incorporates the appropriate capabili-
 13 ties for joint and interagency use in accordance
 14 with such strategy.

15 **SEC. 2812. MODIFICATION OF LAND ACQUISITION AUTHOR-**
 16 **ITY, PERQUIMANS COUNTY, NORTH CARO-**
 17 **LINA.**

18 Section 2846 of the Military Construction Authoriza-
 19 tion Act for Fiscal Year 2002 (division B of Public Law
 20 107–107; 115 Stat. 1320), as amended by section 2865
 21 of the Military Construction Authorization Act for Fiscal
 22 Year 2005 (division B of Public Law 108–375; 118 Stat.
 23 2149), is further amended by striking “840 acres” and
 24 inserting “1,550 acres”.

1 **SEC. 2813. NAMING OF RESEARCH LABORATORY AT AIR**
 2 **FORCE ROME RESEARCH SITE, ROME, NEW**
 3 **YORK, IN HONOR OF SHERWOOD L. BOEH-**
 4 **LERT, A MEMBER OF THE HOUSE OF REP-**
 5 **RESENTATIVES.**

6 The new laboratory facility at the Air Force Rome
 7 Research Site, Rome, New York, shall be known and des-
 8 ignated as the “Sherwood L. Boehlert Engineering Cen-
 9 ter”. Any reference in a law, map, regulation, document,
 10 paper, or other record of the United States to such labora-
 11 tory facility shall be deemed to be a reference to the Sher-
 12 wood L. Boehlert Engineering Center.

13 **Subtitle B—Real Property and**
 14 **Facilities Administration**

15 **SEC. 2821. CONSOLIDATION OF EASEMENT PROVISIONS.**

16 (a) CONSOLIDATION OF EASEMENT PROVISIONS.—

17 (1) TRANSFER OF EASEMENTS SECTION.—Sec-
 18 tion 2668 of title 10, United States Code, is—

19 (A) transferred to appear after section
 20 2671 of such title; and

21 (B) redesignated as section 2672 of such
 22 title.

23 (2) CONSOLIDATED AUTHORITY.—Section
 24 2672, as redesignated by paragraph (1), is amend-
 25 ed—

26 (A) in subsection (a)—

1 (i) by inserting “TYPES OF EASE-
2 MENTS.—” after “(a)”;

3 (ii) in the matter preceding paragraph
4 (1), by striking “to a State, Territory,
5 Commonwealth, or possession, or political
6 subdivision thereof, or to a citizen, associa-
7 tion, partnership, or corporation of a
8 State, Territory, Commonwealth, or pos-
9 session,”;

10 (iii) in paragraph (2), by striking “oil
11 pipe lines” and inserting “gas, water,
12 sewer, and oil pipe lines”; and

13 (iv) in paragraph (13), by striking “,
14 except a purpose covered by section 2669
15 of this title”;

16 (B) in subsection (b), by inserting “LIMI-
17 TATION ON SIZE.—” after “(b)”;

18 (C) in subsection (c), by inserting “TERMI-
19 NATION.—” after “(c)”;

20 (D) in subsection (d), by inserting “NO-
21 TICE TO DEPARTMENT OF THE INTERIOR.—”
22 after “(d)”;

23 (E) in subsection (e), by inserting “DIS-
24 POSITION OF CONSIDERATION.—” after “(e)”.

1 (b) REPEAL OF OBSOLETE AUTHORITY.—Section
2 2669 of such title is repealed.

3 (c) CONFORMING AMENDMENTS.—The table of sec-
4 tions at the beginning of chapter 159 of such title is
5 amended—

6 (1) by striking the items relating to sections
7 2668 and 2669; and

8 (2) by inserting after the item relating to sec-
9 tion 2671 the following new item:

“2672. Easements for rights-of-way.”.

10 **SEC. 2822. AUTHORITY TO GRANT RESTRICTIVE EASE-**
11 **MENTS FOR CONSERVATION AND ENVIRON-**
12 **MENTAL RESTORATION PURPOSES.**

13 (a) AUTHORITY TO GRANT RESTRICTIVE EASE-
14 MENTS.—Chapter 159 of title 10, United States Code, as
15 amended by section 2821 of this Act, is further amended
16 by inserting after section 2672 of such title the following
17 new section:

18 **“§ 2672a. Authority to grant restrictive easements**

19 “(a) CONSERVATION EASEMENTS.—(1)(A) If the
20 Secretary of a military department finds that it will be
21 in the public interest, the Secretary may, subject to para-
22 graph (2), grant, upon such terms as the Secretary con-
23 siders advisable and with the consent of an entity de-
24 scribed in subparagraph (B), a restrictive easement to
25 such entity over, in, and upon any real property that is

1 transferred by deed by that department restricting future
 2 uses of the property for a conservation purpose consistent
 3 with section 170(h)(4)(A)(iv) of the Internal Revenue
 4 Code of 1986 (26 U.S.C. 170(h)(4)(A)(iv)).

5 “(B) An entity referred to in subparagraph (A) is—

6 “(i) a State or local government; or

7 “(ii) a qualified organization, as that term is
 8 defined in section 170(h) of the Internal Revenue
 9 Code of 1986 (26 U.S.C. 170(h)).

10 “(2) An easement under paragraph (1) shall not be
 11 granted unless the Secretary of the military department
 12 concerned determines that—

13 “(A) the conservation of the property can not
 14 be effectively achieved through the application of
 15 State law by units of State or local government
 16 without granting such easement;

17 “(B) the jurisdiction that encompasses the
 18 property authorizes such easement; and

19 “(C) the Secretary can give or assign to a third
 20 party the responsibility for monitoring and enforcing
 21 such easement.

22 “(b) ENVIRONMENTAL EASEMENTS.—If the Sec-
 23 retary of a military department finds that it will be in
 24 the public interest, the Secretary may grant, upon such
 25 terms as the Secretary considers advisable and with the

1 consent of a State or local government, a restrictive ease-
 2 ment to such government over, in, and upon any real prop-
 3 erty that is transferred by deed by that department re-
 4 stricting future uses of the property to ensure the contin-
 5 ued effectiveness of any environmental restoration func-
 6 tion on the property conducted pursuant to chapter 160
 7 of this title.

8 “(c) LIMITATIONS.—(1) No easement granted under
 9 this section may include more land than is necessary for
 10 the easement.

11 “(2) Easements granted under this section shall be
 12 without consideration from the recipient.

13 “(3) Nothing in this section shall alter the respon-
 14 sibilities of any party under Federal or State environ-
 15 mental laws.”.

16 (b) CLERICAL AMENDMENT.—The table of sections
 17 at the beginning of such chapter, as amended by section
 18 2821 of this Act, is further amended by inserting after
 19 the item relating to section 2672 the following new item:

“2672a. Authority to grant restrictive easements for conservation and environ-
 mental restoration purposes.”.

1 **SEC. 2823. CONSOLIDATION OF PROVISIONS RELATING TO**
 2 **TRANSFERS OF REAL PROPERTY WITHIN THE**
 3 **DEPARTMENT OF DEFENSE AND TO OTHER**
 4 **FEDERAL AGENCIES.**

5 (a) CONSOLIDATION AND RESTATEMENT OF AU-
 6 THORITY ON INTERCHANGE, TRANSFER, AND SCREENING
 7 OF DEPARTMENT OF DEFENSE REAL PROPERTY.—Sec-
 8 tion 2696 of title 10, United States Code, is amended to
 9 read as follows:

10 **“§ 2696. Real property: transfer between armed**
 11 **forces; screening for transfer or convey-**
 12 **ance**

13 “(a) TRANSFER BETWEEN ARMED FORCES.—If ei-
 14 ther of the Secretaries concerned requests it and the other
 15 approves, real property may be transferred, without com-
 16 pensation, from one armed force to another.

17 “(b) SCREENING AND CONVEYANCE OF PROPERTY
 18 FOR CORRECTIONAL FACILITIES PURPOSES.—(1) Except
 19 as provided in paragraph (2), before any real property or
 20 facility of the United States that is under the jurisdiction
 21 of any department, agency, or instrumentality of the De-
 22 partment of Defense is determined to be excess to the
 23 needs of such department, agency, or instrumentality, the
 24 Secretary of Defense shall—

1 “(A) provide adequate notification of the avail-
2 ability of such real property or facility within the
3 Department of Defense;

4 “(B) if such real property or facility remains
5 available after such notification, notify the Attorney
6 General of its availability; and

7 “(C) if the Attorney General certifies to the
8 Secretary that a determination has been made by
9 the Director of the Bureau of Justice Assistance
10 within the Department of Justice to utilize such real
11 property or facility under the correctional options
12 program carried out under section 515 of title I of
13 the Omnibus Crime Control and Safe Streets Act of
14 1968 (42 U.S.C. 3762a), convey such real property
15 or facility, without reimbursement, to a public agen-
16 cy referred to in paragraph (1) or (3) of subsection
17 (a) of such section for such utilization.

18 “(2) The provisions of this subsection shall not apply
19 during any portion of a fiscal year after four conveyances
20 have been made under this subsection in such fiscal year.

21 “(c) SCREENING FOR FURTHER FEDERAL USE BE-
22 FORE CONVEYANCE TO NON-FEDERAL ENTITIES.—(1)
23 The Secretary concerned may not convey real property
24 that is authorized or required to be conveyed, whether for
25 or without consideration, by any provision of law unless

1 the Administrator has screened the property for further
2 Federal use in accordance with subtitle I of title 40 and
3 title III of the Federal Property and Administrative Serv-
4 ices Act of 1949 (41 U.S.C. 251 et seq.).

5 “(2)(A) Before the end of the 30-day period begin-
6 ning on the date of the enactment of a provision of law
7 authorizing or requiring the conveyance of a parcel of real
8 property by the Secretary concerned, the Administrator of
9 General Services shall complete the screening referred to
10 in paragraph (1) with regard to the real property and no-
11 tify the Secretary concerned and Congress of the results
12 of the screening. The notice shall include—

13 “(i) the name of the Federal agency requesting
14 transfer of the property;

15 “(ii) the proposed use to be made of the prop-
16 erty by the Federal agency; and

17 “(iii) the fair market value of the property, in-
18 cluding any improvements thereon, as estimated by
19 the Administrator.

20 “(B) If the Administrator fails to complete the
21 screening and notify the Secretary concerned and Con-
22 gress within such period, the Secretary concerned shall
23 proceed with the conveyance of the real property as pro-
24 vided in the provision of law authorizing or requiring the
25 conveyance.

1 “(3) If the Administrator submits notice under para-
 2 graph (2)(A) that further Federal use of a parcel of real
 3 property is requested by a Federal agency, the Secretary
 4 concerned may not proceed with the conveyance of the
 5 property as provided in the provision of law authorizing
 6 or requiring the conveyance until the end of the 180-day
 7 period beginning on the date on which the notice is sub-
 8 mitted to Congress.

9 “(4) The screening requirements of this subsection
 10 shall not apply to real property authorized or required to
 11 be conveyed under any of the following provisions of law:

12 “(A) A base closure law.

13 “(B) Chapter 5 of title 40.

14 “(C) Any specific provision of law authorizing
 15 or requiring the transfer of administrative jurisdic-
 16 tion over a parcel or real property between Federal
 17 agencies.”.

18 (b) CONFORMING AMENDMENTS.—

19 (1) CONFORMING AMENDMENTS TO AUTHORITY
 20 ON INTERCHANGE OF PROPERTY AND SERVICES.—

21 (A) Section 2571(a) of such title is amended by
 22 striking “and real property”.

23 (B) The heading of such section is amended to
 24 read as follows:

1 **“§ 2571. Interchange of supplies and services”.**

2 (2) REPEAL OF SUPERSEDED AUTHORITY ON
3 SCREENING AND TRANSFER FOR CORRECTIONAL
4 PURPOSES.—Section 2693 of such title is repealed.

5 (c) CLERICAL AMENDMENTS.—(1) The table of sec-
6 tions at the beginning of chapter 153 of such title is
7 amended by striking the item relating to section 2571 and
8 inserting the following new item:

“2571. Interchange of supplies and services.”.

9 (2) The table of sections at the beginning of chapter
10 159 of such title is amended—

11 (A) by striking the item relating to section
12 2693; and

13 (B) by striking the item relating to section
14 2696 and inserting the following new item:

“2696. Real property: transfer between armed forces; screening for transfer or conveyance.”.

15 **SEC. 2824. AUTHORITY TO USE EXCESS PROPERTY AS EX-**
16 **CHANGE UNDER AGREEMENTS TO LIMIT EN-**
17 **CROACHMENTS ON MILITARY TRAINING,**
18 **TESTING, AND OPERATIONS.**

19 Section 2684a(h) of title 10, United States Code, is
20 amended—

21 (1) in the heading, by striking “FUNDING” and
22 inserting “CONSIDERATION”; and

1 (2) by adding at the end the following new
2 paragraph:

3 “(3) Land under the jurisdiction of the Secretary
4 concerned that is determined to be excess to the needs of
5 the Department of Defense may be used by way of ex-
6 change to enter into an agreement under this section, but
7 only if such land is located within the same State as the
8 installation that is the subject of the agreement.”.

9 **SEC. 2825. MODIFICATION OF UTILITY SYSTEM AUTHORITY**
10 **AND RELATED REPORTING REQUIREMENTS.**

11 Section 2688 of title 10, United States Code, as
12 amended by section 2823 of the Military Construction Au-
13 thorization Act for Fiscal Year 2006 (Public Law 109–
14 163), is further amended—

15 (1) in subsection (a)(2)(A)—

16 (A) in clause (i), by striking the semicolon
17 at the end and inserting “; and”; and

18 (B) by striking clause (iii); and

19 (2) in subsection (d)—

20 (A) in paragraph (1), by striking “10
21 years” and inserting “50 years”; and

22 (B) in paragraph (2)—

23 (i) in the first sentence, by striking “a
24 term in excess of 10 years” and all that
25 follows through the period at the end and

1 inserting “a term not to exceed 50 years.”;
 2 and
 3 (ii) in the second sentence, by striking
 4 “shall include” and all that follows
 5 through the period at the end and insert-
 6 ing “shall include an explanation of the
 7 term of the contract.”.

8 **SEC. 2826. INCREASE IN AUTHORIZED MAXIMUM LEASE**
 9 **TERM FOR CERTAIN STRUCTURES AND REAL**
 10 **PROPERTY RELATING TO STRUCTURES IN**
 11 **FOREIGN COUNTRIES.**

12 Section 2675(a) of title 10, United States Code, is
 13 amended by striking “five years” and inserting “10
 14 years”.

15 **SEC. 2827. MODIFICATION OF LAND TRANSFER AUTHORITY,**
 16 **POTOMAC ANNEX, DISTRICT OF COLUMBIA.**

17 Section 2831 of the National Defense Authorization
 18 Act for Fiscal Year 1997 (Public Law 104–201; 110 Stat.
 19 2795) is amended by striking “consisting of approximately
 20 3 acres” and inserting “consisting of approximately 4
 21 acres and containing two buildings, known as building 6
 22 and building 7”.

1 **Subtitle C—Base Closure and** 2 **Realignment**

3 **SEC. 2831. DEFENSE ECONOMIC ADJUSTMENT PROGRAM:** 4 **RESEARCH AND TECHNICAL ASSISTANCE.**

5 Section 2391 of title 10, United States Code, is
6 amended by inserting after subsection (b) the following
7 new subsection:

8 “(c) RESEARCH AND TECHNICAL ASSISTANCE.—(1)

9 The Secretary of Defense may make grants, conclude co-
10 operative agreements, and enter into contracts in order
11 to conduct research and technical assistance in support
12 of activities under this section or Executive Order 12788.

13 “(2) A grant, cooperative agreement, or contract
14 under this subsection may be with or to a Federal agency,
15 a State or local government, or any private entity.”.

16 **SEC. 2832. EXTENSION OF ELIGIBILITY FOR COMMUNITY** 17 **PLANNING ASSISTANCE RELATED TO CER-** 18 **TAIN MILITARY FACILITIES NOT UNDER DE-** 19 **PARTMENT OF DEFENSE JURISDICTION.**

20 Section 2391(d)(1) of title 10, United States Code,
21 is amended by striking the period at the end and inserting
22 the following: “, except that for purposes of subsection
23 (b)(1)(D), a ‘military installation’ may also include a mili-
24 tary facility owned and operated by a State, the District
25 of Columbia, the Commonwealth of Puerto Rico, American

1 Samoa, the Virgin Islands, or Guam even though such fa-
 2 cility is not under the jurisdiction of the Department of
 3 Defense, if the facility is subject to significant use for
 4 training by the armed forces.”.

5 **SEC. 2833. MODIFICATION OF DEPOSIT REQUIREMENTS IN**
 6 **CONNECTION WITH LEASE PROCEEDS RE-**
 7 **CEIVED AT MILITARY INSTALLATIONS AP-**
 8 **PROVED FOR CLOSURE OR REALIGNMENT**
 9 **AFTER JANUARY 1, 2005.**

10 Section 2667(d) of title 10, United States Code, is
 11 amended—

12 (1) in paragraph (5), by inserting after “lease
 13 under subsection (f)” the following: “at a military
 14 installation to be closed or realigned under a base
 15 closure law, the date of approval of which is before
 16 January 1, 2005,”; and

17 (2) by adding at the end the following new
 18 paragraph:

19 “(6) Money rentals received by the United States
 20 from a lease under subsection (f) at a military installation
 21 to be closed or realigned under a base closure law, the
 22 date of approval of which is on or after January 1, 2005,
 23 shall be deposited into the account established under sec-
 24 tion 2906A(a) of the Defense Base Closure and Realign-

1 ment Act of 1990 (part A of title XXIX of Public Law
2 101 510; 10 U.S.C. 2687 note).”.

3 **Subtitle D—Land Conveyances**

4 **SEC. 2841. LAND CONVEYANCE, RADFORD ARMY AMMUNI-** 5 **TION PLANT, VIRGINIA.**

6 (a) CONVEYANCE AUTHORIZED.—The Secretary of
7 the Army may convey, without consideration, to the Com-
8 monwealth of Virginia (in this section referred to as the
9 “Commonwealth”) all right, title, and interest of the
10 United States in and to a parcel of real property, including
11 improvements thereon, consisting of approximately 80
12 acres at Radford Army Ammunition Plant, New River
13 Unit, Virginia, for the purpose of permitting the Common-
14 wealth to establish on the property a cemetery operated
15 by the Commonwealth for veterans of the Armed Forces.

16 (b) REVERSIONARY INTEREST.—If the Secretary de-
17 termines at any time that the real property conveyed
18 under subsection (a) is not being used in accordance with
19 the purpose of the conveyance specified in such subsection,
20 all right, title, and interest in and to the property shall
21 revert, at the option of the Secretary, to the United States,
22 and the United States shall have the right of immediate
23 entry onto the property. Any determination of the Sec-
24 retary under this subsection shall be made on the record
25 after an opportunity for a hearing.

1 (c) PAYMENT OF COSTS OF CONVEYANCE.—

2 (1) PAYMENT REQUIRED.—(A) The Secretary
3 may require the Commonwealth to cover costs to be
4 incurred by the Secretary, or to reimburse the Sec-
5 retary for costs incurred by the Secretary, to carry
6 out the conveyance under subsection (a), including
7 survey costs, costs related to environmental docu-
8 mentation, and other administrative costs related to
9 the conveyance. If amounts are collected from the
10 Commonwealth in advance of the Secretary incur-
11 ring the actual costs, and the amount collected ex-
12 ceeds the costs actually incurred by the Secretary to
13 carry out the conveyance, the Secretary shall refund
14 the excess amount to the Commonwealth.

15 (B) The authority of the Secretary to require
16 the Commonwealth to cover administrative costs re-
17 lated to the conveyance does not include costs re-
18 lated to any environmental remediation required for
19 the property.

20 (2) TREATMENT OF AMOUNTS RECEIVED.—
21 Amounts received as reimbursement under para-
22 graph (1) shall be credited to the fund or account
23 that was used to cover the costs incurred by the Sec-
24 retary in carrying out the conveyance. Amounts so
25 credited shall be merged with amounts in such fund

1 or account and shall be available for the same pur-
 2 poses, and subject to the same conditions and limita-
 3 tions, as amounts in such fund or account.

4 (d) DESCRIPTION OF PROPERTY.—The exact acreage
 5 and legal description of the real property to be conveyed
 6 under subsection (a) shall be determined by a survey satis-
 7 factory to the Secretary.

8 (e) ADDITIONAL TERMS AND CONDITIONS.—The
 9 Secretary may require such additional terms and condi-
 10 tions in connection with the conveyance under subsection
 11 (a) as the Secretary considers appropriate to protect the
 12 interests of the United States.

13 **SEC. 2842. MODIFICATIONS TO LAND CONVEYANCE AU-**
 14 **THORITY, ENGINEERING PROVING GROUND,**
 15 **FORT BELVOIR, VIRGINIA.**

16 (a) CONSTRUCTION OF SECURITY BARRIER.—Section
 17 2836 of the Military Construction Authorization Act for
 18 Fiscal Year 2002 (division B of Public Law 107–107; 115
 19 Stat. 1314), as amended by section 2846 of the Military
 20 Construction Authorization Act for Fiscal Year 2006 (di-
 21 vision B of Public Law 109–163; 119 Stat. 3527), is fur-
 22 ther amended—

23 (1) in subsection (b)(4), by striking
 24 “\$3,880,000” and inserting “\$4,880,000”; and

25 (2) in subsection (d)—

1 (A) in paragraph (1), by inserting after
 2 “Virginia,” the following: “and the construction
 3 of a security barrier, as applicable,”; and

4 (B) in paragraph (2), by inserting after
 5 “Building 191” the following: “and the con-
 6 struction of a security barrier, as applicable”.

7 (b) AUTHORITY TO ENTER INTO ALTERNATIVE
 8 AGREEMENT FOR DESIGN AND CONSTRUCTION OF FAIR-
 9 FAX COUNTY PARKWAY PORTION.—Such section 2836 is
 10 further amended—

11 (1) in subsection (b)—

12 (A) by amending paragraph (1) to read as
 13 follows:

14 “(1) except as provided in subsection (f), design
 15 and construct, at its expense and for public benefit,
 16 the portion of the Fairfax County Parkway through
 17 the Engineer Proving Ground (in this section re-
 18 ferred to as the ‘Parkway portion’);”; and

19 (B) in paragraph (2), by inserting after
 20 “C514” the following: “, RW-214 (in this sec-
 21 tion referred to as ‘Parkway project’)”;

22 (2) by redesignating subsection (f) as sub-
 23 section (g);

24 (3) by inserting after subsection (e) the fol-
 25 lowing new subsection:

1 “(f) ALTERNATE AGREEMENT FOR CONSTRUCTION
2 OF ROAD.—(1) The Secretary of the Army may, in con-
3 nection with the conveyance authorized under subsection
4 (a), enter into an agreement with the Commonwealth pro-
5 viding for the design and construction by the Department
6 of the Army or the United States Department of Trans-
7 portation of the Parkway portion and other portions of
8 the Fairfax County Parkway off the Engineer Proving
9 Ground that are necessary to complete the Parkway
10 project (in this subsection referred to as the ‘alternate
11 agreement’) if the Secretary determines that the alternate
12 agreement is in the best interests of the United States
13 to support the permanent relocation of additional military
14 and civilian personnel at Fort Belvoir pursuant to deci-
15 sions made as part of the 2005 round of defense base clo-
16 sure and realignment under the Defense Base Closure and
17 Realignment Act of 1990 (part A of title XXIX of Public
18 Law 101–510; 10 U.S.C. 2687 note).

19 “(2) If the Secretary of Defense certifies that the
20 Parkway portion is important to the national defense pur-
21 suant to section 210 of title 23, United States Code, the
22 Secretary of the Army may enter into an agreement with
23 the Secretary of Transportation to carry out the alternate
24 agreement under the Defense Access Road Program.

1 “(3) The Commonwealth shall pay to the Secretary
2 of the Army the costs of the design and construction of
3 the Parkway portion and any other portions of the Fairfax
4 County Parkway off the Engineer Proving Ground de-
5 signed and constructed under the alternate agreement.
6 The Secretary shall apply such payment to the design and
7 construction provided for in the alternate agreement.

8 “(4) The Secretary may carry out environmental res-
9 toration activities on real property under the jurisdiction
10 of the Secretary in support of the construction of the
11 Parkway portion with funds appropriated for that pur-
12 pose.

13 “(5) The alternate agreement shall be subject to the
14 following conditions:

15 “(A) The Commonwealth shall acquire and re-
16 tain all necessary right, title, and interest in any
17 real property not under the jurisdiction of the Sec-
18 retary that is necessary for construction of the Park-
19 way portion or for construction of any other portions
20 of the Fairfax County Parkway off the Engineer
21 Proving Ground that will be constructed under the
22 alternate agreement, and shall grant to the United
23 States all necessary access to and use of such prop-
24 erty for such construction.

1 “(B) The United States shall not be liable
2 under the Comprehensive Environmental Response,
3 Compensation, and Liability Act of 1980 (42 U.S.C.
4 9601 et seq.), or any other Federal, State, or local
5 law or regulation, for any environmental hazard or
6 condition (including the presence of any hazardous
7 substance, hazardous waste, or pollutant or contami-
8 nant) on property to which the Commonwealth has
9 acquired a right, title, or interest pursuant to sub-
10 paragraph (A), except and only to the extent that
11 the activities of the United States caused or contrib-
12 uted to such hazard or condition.

13 “(C) The Secretary shall receive consideration
14 from the Commonwealth as required in subsections
15 (b)(2), (b)(3), and (b)(4) and shall carry out the ac-
16 ceptance and disposition of funds in accordance with
17 subsection (d).

18 “(6) The design of the Parkway portion under the
19 alternate agreement shall be subject to the approval of the
20 Secretary and the Commonwealth in accordance with the
21 Virginia Department of Transportation Approved Plan,
22 dated June 15, 2004, Project #R000-029-249, PE-108,
23 C-514, RW-214. For each phase of the design and con-
24 struction of the Parkway portion under the alternate
25 agreement, the Secretary may—

1 “(A) accept funds from the Commonwealth; or

2 “(B) transfer funds received from the Common-
3 wealth to the United States Department of Trans-
4 portation.

5 “(7) Upon completion of the construction of the
6 Parkway portion and any other portions of the Fairfax
7 County Parkway off the Engineer Proving Ground re-
8 quired under the alternate agreement, the Secretary shall
9 carry out the conveyance under subsection (a). As a condi-
10 tion of such conveyance carried out under the alternate
11 agreement, the Secretary shall receive a written commit-
12 ment, in a form satisfactory to the Secretary, that the
13 Commonwealth agrees to accept all responsibility for the
14 costs of operation and maintenance of the Parkway por-
15 tion upon conveyance to the Commonwealth of such real
16 property.”; and

17 (4) in subsection (g), as redesignated by para-
18 graph (2), by inserting “or the alternate agreement
19 authorized under subsection (f)” after “conveyance
20 under subsection (a)”.

21 **SEC. 2843. LAND CONVEYANCES, OMAHA, NEBRASKA.**

22 (a) CONVEYANCES AUTHORIZED.—

23 (1) ARMY CONVEYANCE.—The Secretary of the
24 Army may convey to the Metropolitan Community
25 College Area, a public community college located in

1 Omaha, Nebraska (in this section referred to as the
2 “College”) all right, title, and interest of the United
3 States in and to three parcels of real property under
4 the control of the Army Reserve, including any im-
5 provements thereon, consisting of approximately
6 5.42 acres on the Fort Omaha campus at the Col-
7 lege, for educational purposes.

8 (2) NAVY CONVEYANCE.—The Secretary of the
9 Navy may convey to the College all right, title, and
10 interest of the United States in and to a parcel of
11 real property under the control of the Navy Reserve
12 and Marine Corps Reserve, including any improve-
13 ments thereon, consisting of approximately 6.57
14 acres on the Fort Omaha campus at the College, for
15 educational purposes.

16 (b) CONSIDERATION.—

17 (1) IN GENERAL.—As consideration for each
18 conveyance under subsection (a), the College shall
19 provide the United States, whether by cash payment,
20 in-kind consideration, or a combination thereof, an
21 amount that is not less than the fair market value
22 of the conveyed property, as determined pursuant to
23 an appraisal acceptable to the Secretary concerned.

24 (2) REDUCED TUITION RATES.—The Secretary
25 concerned may accept as in-kind consideration under

1 paragraph (1) reduced tuition rates for military per-
2 sonnel at the College.

3 (c) PAYMENT OF COSTS OF CONVEYANCES.—

4 (1) PAYMENT REQUIRED.—The Secretary con-
5 cerned shall require the College to cover costs to be
6 incurred by the Secretary, or to reimburse the Sec-
7 retary for costs incurred by the Secretary to carry
8 out a conveyance under subsection (a), including
9 survey costs, related to the conveyance. If amounts
10 are collected from the College in advance of the Sec-
11 retary incurring the actual costs, and the amount
12 collected exceeds the costs actually incurred by the
13 Secretary to carry out the conveyance, the Secretary
14 shall refund the excess amount to the College.

15 (2) TREATMENT OF AMOUNTS RECEIVED.—

16 Amounts received under paragraph (1) as reim-
17 bursement for costs incurred by the Secretary con-
18 cerned to carry out a conveyance under subsection
19 (a) shall be credited to the fund or account that was
20 used to cover the costs incurred by the Secretary in
21 carrying out the conveyance. Amounts so credited
22 shall be merged with amounts in such fund or ac-
23 count and shall be available for the same purposes,
24 and subject to the same conditions and limitations,
25 as amounts in such fund or account.

1 (d) DESCRIPTION OF PROPERTY.—The exact acreage
2 and legal description of the real property to be conveyed
3 under subsection (a) shall be determined by surveys satis-
4 factory to the Secretaries concerned.

5 (e) ADDITIONAL TERMS AND CONDITIONS.—The
6 Secretary concerned may require such additional terms
7 and conditions in connection with the conveyances under
8 subsection (a) as the Secretary considers appropriate to
9 protect the interests of the United States.

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A BILL

To authorize appropriations for fiscal year 2007 for
military construction, and for other purposes.

MAY 9, 2006

Read twice and placed on the calendar